



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas Hoell, et al. Art Unit: 3736
Serial No.: 09/831,996 Conf. No.: 2238
Filed: January 31, 2002
For : Surgical Navigation System, Marking Device and Pointer For a Tracking Device

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REVOCATION AND GRANT OF POWER OF ATTORNEY

On behalf of Ohio Medical Instrument Company, Inc. ("OMI"), the current assignee of the above-identified application, I, Wilfred T. O'Gara, hereby revoke any and all Powers of Attorney previously given with respect to this patent application, and I appoint the attorneys of Wood, Herron & Evans, L.L.P., 2700 Carew Tower, 441 Vine Street, Cincinnati, OH 45202-2917, under customer number 26,875, as OMI's attorneys, with full power of substitute and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.



Address all correspondence and telephone calls to
Thomas J. Burger
Address of customer number 26,875
Telephone (513) 241-2324

RECEIVED
SEP 03 2003
TECHNOLOGY CENTER R3/CC

STATEMENT UNDER 37 CFR 3.73(b)

Ohio Medical Instrument Company, Inc., a corporation, states that it is the assignee of the entire right, title and interest in and to the above-identified U.S. patent application, by virtue of the following chain of title.

1. The inventors assigned this application to Nicolet Biomedical Inc., and this assignment is recorded with the U.S. Patent and Trademark Office at Reel/Frame 012541/0301 (copy of Assignment and Recordal attached as Exhibit A).

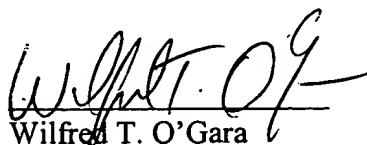
2. Nicolet Biomedical Inc. then merged with Thermo Biomedical Inc., and OMI is concurrently submitting the merger papers to the USPTO for recordal purposes (copy of merger papers attached as Exhibit B).

3. Thereafter, Thermo Biomedical Inc. changed its name to the new name of Viasys Healthcare Inc. OMI is concurrently submitting the name change papers to the USPTO for recordal purposes (copy of name change papers attached as Exhibit C).

4. Subsequently, Viasys Healthcare Inc. assigned the application to Ohio Medical Instrument Company, Inc., and this assignment was executed June 16, 2003. OMI is concurrently submitting this recent assignment to the USPTO for recordal purposes. (copy of Assignment attached as Exhibit D).

I, Wilfred T. O'Gara, President and Chief Executive Officer, am authorized to act on behalf of Ohio Medical Instrument Company, Inc.

Respectfully submitted,
Ohio Medical Instrument Company, Inc.

A handwritten signature in dark ink, appearing to read "W. T. O'Gara", is written over a horizontal line.

Wilfred T. O'Gara
President and Chief Executive Officer

Prepared by:
Wood, Herron & Evans, L.L.P.

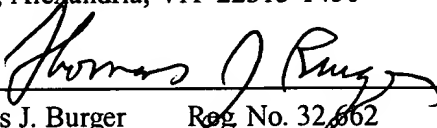


3736

PATENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450



Thomas J. Burger Reg No. 32,662

Date: Aug 25, 2003

Applicant: Thomas Hoell, et al.

Serial No.: 09/831,996

Filed: January 31, 2002

For : Surgical Navigation System, Marking Device and Pointer For a Tracking Device

Art Unit: 3736

Conf. No.: 2238

Cincinnati, Ohio 45202

Date: August 25, 2003

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RECEIVED**SEP 03 2003**

TECHNOLOGY CENTER R3700

Sir:

Enclosures:

Postcard

Revocation and Grant of Power of Attorney (with Exhibits A-D)

Certificate of Mailing